1915-16
[Court]

File no. 64 of 1915
Sl. no. 1-3

Prescribing Educational qualification for the Head Munsiffs, place in Munsiffs courts.

G. R. S. IX-5]

Previous references.

File No. 64-X 15

1916. 17

Serial Nos. 1–3

(Courts)

Later references.

L. 73-23(1-6)

G-M-11-23-1

C 53-33-14.

" 152-34-1-2

Revenue 30/6/17

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1–3

Part B for October 1916

SUBJECT.

Prescribing educational qualifications for the Head Munshis & Munshis in Courts—

3.) To. The Registrar Chief Court
The Comptroller

} D/1468–9
D/30-10-16

Approves the suggestions of the Chief Court and directs that they be followed in future in drawing appointments in the Subordinate Civil Courts.

Mahamadsaw 9.5.17

W D 88—GPB—50,000—24-7-16

G. R. S. 11] 1915–16

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 64-

FILE HEADING.

Prescribing educational qualifications for the Head Munshi's place in Munsiffs' Courts

From

No. Dated Received

Diary No. | Enclos. Spare Copies. | Serial No.

BRIEF ABSTRACT OF LETTER.

31-15

NOTES AND ORDERS.

(1) Extract from the unofficial note dated 23rd Feb 1915 recorded by the Chief Judge in his file no. 270 of 191 regarding revision of Pay Rolls:

"So far as I have been able to judge

NOTES—First Sheet.

GPB—20,100—8 S-14

G. R. S. 12]

General and Revenue Secretariat. | Cl. File No. 64 of 1915-16

Serial No.

What is lacking in the Munsifs' Courts is a smart well educated Chief ministerial officer, who can be trusted to supervise the work of the rest of the office in all branches and command the respect of the other clerks. It is true that Munsifs, not as a rule being overworked, have more time for supervision perhaps here than elsewhere, but that is not the same thing; besides it is not really their job to be constantly looking after the work of the lesser clerks. We shall not be overpaying Head Munshis in Munsifs' Courts if the proposals are adopted - and as I shewed not encourage the less qualified clerks to hope for promotion to the higher places it is as well to give progressive salaries throughout: the no. of offices is small, the Civil Courts Ref. does not really permit of an reshuffle the whole as one service and making promotions by transfer from one court to another, and promotion is consequently, if any, slow from grade to grade".

2 (2) Devan's orders in the same file: "The question of prescribing qualifications for the Chief Clerk's place in Munsifs'

NOTE—Contn. sheet.

GPB—20,000—30-6-15

Serial No.

Courts may also receive separate consideration. If properly qualified men are appointed to the place, it will probably be necessary to hold out to them some prospects of promotion in some higher court or office or department."

J J 469-70 / D 5-8-15 / Cts 270-13-3

(3) In the revision recently sanctd, the pay of Head Munshis in Municipl Courts has been raised to Rs 40 in the case of Second class courts & to Rs 50 in the case of first class Courts.

12 in number

do

4 The general qualifications required of an applicant to be eligible to a post in the Rev. Dept carrying a pay of Rs 25/- & upwards was laid down in the G. O. of 7th August 1906 to be at least the Matriculation Examination, the present equivalent of which is the completed S. S. L. Certificate. In the order recently passed regarding recruitment of clerical Service, it has been expressly stated that the rules for the Rev: Dept. seem generally suitable to existing circumstances and the minimum qualifications laid down therein may be extended to other depts with necessary modifications.

G J 469-79 / D 5-8-15 / Cts 270-13-3 / R 1678- / LR 105-06-1 / D 17-8-06

D J 469-79 / D 5-8-15 / Cts 270-13-3 / 154-200-E.A 2- / D 31-7-15

1915-16-1

That

(5) Whether any of the local service examina-

NOTE—Contn. sheet.

GPB—20,000—30-6-15

G. R. S. 12]

General and Revenue Secretariat. | File No. 64 of 1915-16

Serial No.

...hims should be prescribed in the case of such appointments to Head Munshi's place in a Munsiff's Court [illegible] No, which is also a matter for consideration.

pump

(6) Under Sec. 21 of the Civil Courts Regulation rules can be framed by Govt regulating appointment to ministerial offices. May the Chief Court be consulted in the matter?

Subd for orders.

Reg.
6.9.15

(7) Yes. Please put up draft.

Eg
8/9

CP 8/9

Reg.
7/9

(8) Draft sub.

Reg.
20/9/15

(9) Issue

Eg
21/9

Seen A
21/9

(1) To the Registrar Civil Court.

J.13108. 25.9.15

States that the Govt desire it considers it desirable to appoint hereafter only qualified men to the Post of Head Munshi of Munsiffs courts and enquires what the general qualifications and what departmental tests the Judges of the Civil Court would require of applicants to the said Post

NOTE—Contn. sheet.

GPB—20,000—30-6-15

J 334

(5)

G. R. S. 12]

General and Revenue Secretariat. | Cts File No. 64 of 1915-16

Serial No. 2

From the Registrar, Chief Court of Mysore.
S. C. No. 204 dated 4th/9th Aug '16.

Furnishes the information called for in Serial No. 1.

(10). The Views of the Chief Court are Summarised below:

Name of post.	General Educational qualifications.	Departmental tests.
i. Head Munshis of Munsiffs' Courts.	(a) No one to be appointed from outside Judicial Service who is not a Law Graduate & (b) No one in the Judicial Service already unless he has passed the Matriculation Examination of a University. Exception: Men of long service in the department already drawing Rs 40/- & above.	Law Graduates to be considered eligibles for appointment & promotion without passing tests, except 'Accounts Lower'. All others must pass the following:- 1. Civil Part II 2. Registration. 3. Accounts Lower.
ii. Posts carrying Rs 40 & above in the Courts.	(a) No one to be appointed direct from outside the Judicial Service who is not a Graduate & has not passed the Civil Part II, Accounts Lower & Registration Test. (b) Of the officials in the Jud. Dept., only Matriculates who have passed the same departmental tests. Exception: Men drawing Rs 35/- in the Jud. Dept., provided they pass the requisite tests before promotion.	

N.B. The Chief Court to approve of all appointments of-

{ 33 }

(6)

G. R. S. 12]

General and Revenue Secretariat. | Courts File No. 64 of 1915-16.

Serial No.

(ie Not Serving or the Just. Depts.)

outsiders, to a post of Rs 40/- & upwards.

List III (2)

Submitted for orders.

msu
12.9.16

No "rules" on subject have been suggested by the Just. Dept. furnished their proposals

(11) The Rules suggested by the Chief Court are suitable, and the qualifications prescribed are fairly high, and no objection can be taken to the same. It is a question for orders whether the Rules may be framed by Govt. under S 21 of the Civil Courts Regulation or whether the Chief Court may be asked to frame the rules themselves.

2249
14-9-16

EB
14/9

Second member

(12) The suggestions of the Chief Court may be accepted. It seems unnecessary to frame any formal rules. The letter may be read in Sabha, & an order passed therein approving of the suggestions.

14/9/16

(13) U/15/9/16

(14) Draft

A
15/9

(15)

Submitted with a draft G.O.

EB/15/9

msu
16.9.16.

NOTE—Contn. sheet.

GPB—70,000—17-12-15

G. R. S. 12]

General and Revenue Secretariat. | Ch File No. 64 of 1915.

Serial No.

(16) The draft may be approved
Es
18/9

Dist. Member
Dewan

1684
19.9.16

(17) Draft approved by 1st mem.
W
18/9/16

WJ 18/9/16
Es 19/9

(18) Draft approved by Dewan.
Hes
20.9.16

Dewan 20/9

(19) Done
Es 20/9

B ✓
19/12

3 To The Registrar ch. court
The Comptroller
no J 1468-9 30th. Oct. 1916
Approves of the suggestions of the chief court and directs that they be followed in future in making appointments in the subordinate civil courts.

G. R. S. 26]

SUBJECT Enquiry about Qualifications required of candidates for the Munshi's place in Municipal Court

Diary No. of letter replied to

Section C5
File No. 64-15
Serial No. 3-1

General and Revenue Secretariat
( )
, *the* 191 .

No. 9/1308

Date of issue 25-9-15

To

The Registrar,
Chief Court

Signed by M. G. Srinivasa Ayr.

Sir,

I am directed to state that the pay of the Head Munshi of Municipal Courts having recently been raised, Govt consider it desirable to appoint hereafter only qualified men to the place. I am to enquire what general educational qualifications and what departmental

P.T. over.

if any,

bts / the Judges of the Chief Court would require of applicants to this post. I am to add that if properly qualified men are appointed to the place it may probably be necessary to hold out to them some prospects of promotion in some higher court.

I have the

Es 21/9

to see & Legal

Secretary.

Hy.

20/9/15

CF 20/9

a post of ... rupees per annum

sports in other courts carrying Rs 40

Secretariat

vide para 2 of the notes.

List of enclosures.

Copied by

Examined by

GPB—20,000—14-2-14

60

BEN. & REV. III No. 1
10 AUG 1916

D. O. C. No. 204.

Chief Court of Mysore,
Bangalore, 4th day of August 1916.

J 334

10-10 ELECTION cours
64-15-2

From

N. T. GOPALIENGAR, Esq., B. A., LL. B.,
Registrar of the Chief Court of Mysore.

To

D. M. NARASINGA RAO, Esq., B. A., B. L.,
Secretary to the Government of Mysore,
General Department.

Sir,

Adverting to your letter No. J.1308/Cts.64-15-2 dated the 25th September 1915 enquiring what general educational qualifications and what departmental tests, if any, the Judges would require of applicants to the posts of Head Munshis of Munsiffs' Courts and to posts in other Courts carrying a pay of Rs.40/- and above, I am directed to state that in regard to the posts of Head Munshis of Munsiffs' Courts, the Judges are of opinion that no one should be appointed direct to those posts from outside the Judicial Service who is not a Law graduate and that no one alread in the Judicial Service should be appointed to those posts unless he has passed the Matriculation Examination of a University. The Judges would however make an exception in the case of men of long

service

service in the department already drawing Rs.40/- and over: these in their opinion need not be debarred from promotion merely on the ground that they have not passed an University Examination.

With regard to the departmental tests to be required of applicants for the Head Munshis' posts, I am to state that Law graduates may be considered eligible for appointment and promotion without passing departmental tests except 'Accounts Lower' which may be passed after appointment and that all others should be required to pass the Civil Part II, Registration and Accounts Lower of the Mysore Local Service Examinations before promotion to an Head Munshi's post.

As for posts carrying Rs.40/- and above, the Judges would appoint no one direct from outside the Judicial Service who is not a graduate of an University and has not passed the Civil Part II, Accounts Lower and the Registration Examinations. Of the officials in the Judicial department, they would appoint to those posts only those who are Matriculates and have passed the same departmental examinations. They would not debar men now drawing Rs.35/- in the Judicial department for want of general educational qualification provided they pass the departmental tests before promotion. The

Judges

Judges also consider it desirable that whenever an appointment is made to a post of Rs.40/- and upwards of any person not serving in the Judicial department, the appointment shall be subject to the approval of the Chief Court.

As to prospects of promotion referred to in the last sentence of your letter under reply I am to state that since the amendment of the Civil Courts' Regulation and the framing of rules thereunder, it will be easier to treat all officials in the higher posts as forming one cadre from which selection can be made and qualified men who ~~attain~~ obtain a first appointment on Rs.40/- can thus look for advancement to the highest ministerial offices in the department and in the case of Law graduates to Judicial offices also.

I have the honor to be,

S i r,

Your most obedient servant,

REGISTRAR.

M. S. C.

V

G.R.S. 28]

Prescribing Educational Qualifications for the Head Munsiffs in Munsiffs' Courts

13

Courts File No. 64-15

Serial No. 3.

Diary No. of letter replied to J 3324

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

( )

, the 191 .

READ— General Secretary's letter No. J. 1308/Cts 64-15-1 dated 25th September 1915 to the Registrar of the Chief Court of Mysore, enquiring what general educational qualifications & what departmental tests, if any, the Judges of the Chief Court would require

over.

Date of issue 30th October 1916

Signed by M. G. Srinivasaiya

May this be printed? - Yes
May this be published in the Gazette? } No
May this be translated? No
May this be placed at the disposal of Press? No
May this be treated as a standing order? Yes.

ORDER THEREON.—No

SUBJECT.

V

14

of applicants to the posts of Head Munshis of Munsiffs' Courts & to posts in other Courts carrying a pay of Rs. 40/- and above.

2. Letter, S.C. No. 204, dated 4th/9th September 1916 from the Registrar, Chief Court, communicating the opinion of the Judges in the matter

(In Extenso)

Order No. J1468-9 dated 30th October 1916.

Government are pleased to approve of the suggestions of the Chief Court & accordingly direct that they be followed in future in making appointments in the Subordinate Civil Courts.

Wel 18/9

Sd/- 1-9-19

GPB—20,000—2-10-11

Jr. Secretary to Govt, General Dept.

19.9.16. DO

Registrar, Chief Court of Mysore.
Comptroller, Mysore Govt.